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STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

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Illinois Association of County Engineers)			Cinn		CHIEF	CLEM
)	NO.	02-0	780			
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Request for Declaratory Ruling Concerning)						
The Underground Facilities Damage)						
Prevention Act (220 ILCS 50))						

BRIEF ON EXCEPTIONS

Respondent, J.U.L.I.E., INC., ("Julie"), by its attorneys Spesia, Ayers & Ardaugh and the ILLINOIS TELECOMMUNICATIONS ASSOCIATION ("ITA") for their joint Brief on Exceptions state as follows:

- 1. Julie and the ITA stand by the Proposed Order as drafted. Both Julie and the ITA submit that the conclusions reached are supported by sound reasoning, the plain language of the Act, the legislative intent behind the Act and well settled principles of Illinois law.
- 2. Julie and the ITA retain the right to file a reply to any brief on exceptions that may be filed by the IACE or Staff with respect to the Proposed Order.

WHEREFORE, J.U.L.I.E., INC. and the ILLINOIS TELECOMMUNICATIONS ASSOCIATION submit that the Proposed Order be adopted as the final Order in this matter.

SPESIA, AYERS & ARDAUGH

RY

Attorneys for Respondent

VERIFICATION

STATE OF ILLINOIS)
COUNTY OF WILL)
been designated as an foregoing Brief on Exce	being first duly sworn on oath, deposes and says that he has n agent for JULIE, Inc. in this behalf, that he has read the ptions, knows the contents thereof, and that the same is true to ge in substance and in fact. Jeffrey S. Vaylor
Subscribed and sworn to this 7th day of Municipal Subscribed and sworn to	
2003.	Patricia A. Purcell Notary Public, State of Illinois
atin a Du	Ms Commission Eurise - 04 60 0000

STATE OF ILLINOIS ILLINOIS COMMERCE COMMISSION

Illinois Association of County Engineers)	
	ĺ	NO. 02-0780
)	
Request for Declaratory Ruling Concerning The Underground Facilities Damage)	
Prevention Act (220 ILCS 50))	

NOTICE OF FILING

TO: SEE ATTACHED SERVICE LIST

PLEASE TAKE NOTICE THAT ON THE <u>7th</u> day of <u>MARCH</u>, 2003, we mailed for filing with the Clerk of the Illinois Commerce Commission, J.U.L.I.E. Inc's and the Illinois Telecommunications Association's Brief on Exceptions, a copy of which is attached hereto.

BY

On behalf of V.U.L.I.E., IND. and the ILLINOIS TELECOMMUNICATIONS ASSOCIATION

STATE OF ILLINOIS)
) SS
COUNTY OF WILL)

Patricia Purcell, being first duly sworn on oath, deposes and says that he served a copy of the above Notice by enclosing same fully prepaid in an envelope, plainly addressed as is shown above, and placing in a U.S. mailbox in Joliet, Illinois on the 7^{th} day of March, 2003 before the hour of 5:00 p.m.

Subscribed and sworn to before me this 7th day of March, 2003.

NOTARY PUBLIC

JOHN R. ARDAUGH - 06192107 JEFFREY S. TAYLOR - #6227171 SPESIA, AYERS & ARDAUGH 116 N. Chicago Street, Suite 200 Joliet, IL 60432 (815)726-4311 "OFFICIAL SEAL"
Mary Grossklaus
Notary Public, State of Illinois
My Commission Expire 96/07/2004

Satricia A. Purcell

DOUGLAS DOUGHERTY
President
Illinois Telecommunications Association
P.O. Box 730
Springfield, IL 62705 (217)525-1044

SERVICE LIST

Mr. Bill Boyd President Illinois Association of County Engineers 712 S. Second Street Springfield, IL 62704

Mr. Steven Matrisch Office of General Counsel Illinois Commerce Commission 527 E. Capitol Avenue Springfield, IL 62701

Judge Albers Illinois Commerce Commission 527 E. Capitol Avenue Springfield, IL 62701

Mr. Jay S. Judge Judge, James & Kujawa, LLC 422 N. Northwest Highway, Suite 200 Park Ridge, IL 60068-3283